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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|------------------------|------------------------|-----------------------|------------------------|
| SEP 13 2004 10/722,920 | 11/26/2003 | Donald G. Russell | 774976.0012 |

McCarter & English LLP
CityPlace I
185 Asylum Street
Hartford, CT 06103-3495

CONFIRMATION NO. 1172
FORMALITIES LETTER



OC000000012090410

Date Mailed: 03/12/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/15/2004 SMINASSI 00000001 501402 10722920 FILED UNDER 37 CFR 1.53(b)
01 FC:2051 65.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 12.
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1); See Figure(s) 27D & 27E.

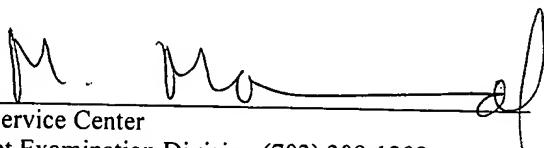
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature consisting of the letters 'M', 'M', and 'd' connected by a horizontal line.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

Date: 10-SEP-04 | Name: M. VASQUEZ | Signature: M. Vasquez

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---|---|-------------------------|
| In re Application of: |) | |
| Donald G. Russell |) | Group Art Unit: 2882 |
| Serial No.: |) | |
| 10/722,920 |) | Confirmation No.: 1172 |
| Filing Date: |) | |
| 11/26/2003 |) | Docket No.: 98005.00012 |
| For: |) | |
| MARKERS, METHODS OF MARKING, AND MARKING SYSTEMS FOR USE IN ASSOCIATION WITH IMAGES |) | Customer No.: 21832 |

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RESPONSE TO NOTICE TO FILE MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts mailed on March 12, 2004, Applicant submits herewith the following papers:

1. a Petition for Extension of Time-Four Months;
2. a Declaration and Power of Attorney executed by the inventor;
3. Letter to Draftsperson;
4. twenty-four (24) sheets of Formal Drawings;
5. a copy of the Notice to File Missing Parts; and
6. a return receipt post card.

Authorization is hereby given to charge the \$740.00 fee associated with a four-month extension of time for Small Entity and the \$65.00 fee associated with submission of Missing Parts for Small Entity to Deposit Account No. 50-1402. If any additional fee is required, please accept this as authorization to charge Deposit Account No. 50-1402.

Respectfully submitted,

Date: September 10, 2004

By: 
Mark Steinberg
Registration No. 40,829

PTO Correspondence Address:

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